



RCE  
DPA

# REQUEST FOR CONTINUED EXAMINATION (RCE) Transmittal

Subsection (b) of 35 U.S.C. 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995. See the American Inventors Protections Act of 1999 (AIPA).

Application Number	10/053,499
Filing Date	January 18, 2002
First Named Inventor	GALBRAITH et al.
Group Art unit	3728
Examiner Name	Marie D. Patterson
Attorney Docket Number	02-093-US

**This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.**

**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

**1. Submission required under 37 C.F.R. § 1.114**

- a.  Previously submitted
  - i.  Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on [Date filed on].  
(Any unentered amendment(s) referred to above will be entered)
  - ii.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on [Date filed on].
  - iii.  Other:
- b.  Enclosed
  - i.  Amendment/Reply
  - ii.  Affidavit(s)/Declaration(s)
  - iii.  Information Disclosure Statement (IDS)
  - iv.  Other: Supplemental Submission/Response to Office Action and Petition and Fee for Extension of Time

**2. Miscellaneous**

- a.  Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b.  Other:

**3. Fees** The RCE Fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a.  The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account 15-0582.
  - i.  RCE fee required under 37 C.F.R. § 1.17(e)
  - ii.  Extension of Time fee (37 C.F.R. §§ 1.136 and 1.17)
  - iii.  Other: Any additional fees due
- b.  Check including the amount of \$395.00 representing the RCE filing fee is enclosed.
- c.  Payment by credit card (Form PTO-2038 enclosed).

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print/Type)	Ian K. Samways	Registration No. 36,664	4160
Signature		Date	December 21, 2004

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service on December 21, 2004 with sufficient postage as first-class mail in an envelope addressed to the: Commissioner for Patents, MAIL STOP RCE, P.O. Box 1450, Alexandria, VA 22313-1450:

Name (Print/Type)	Lori B. Amoroso		
Signature		Date	December 21, 2004

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